

1642 \$

PTO/SB/21 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/556,833	
	Filing Date	April 21, 2000	
	First Named Inventor	Patrick M. CURRY	
	Art Unit	1642	
	Examiner Name	S. Rawlings	
Total Number of Pages in This Submission	37	Attorney Docket Number	273012011100

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form + duplicate for Fee Processing (2 pages)  <input type="checkbox"/> Fee Attached  <input checked="" type="checkbox"/> Amendment/Reply (33 pages including Exhibits A and B)  <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input checked="" type="checkbox"/> Extension of Time Request (1 page)  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert to a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return postcard
Remarks  <b>Customer No. 25225</b>		

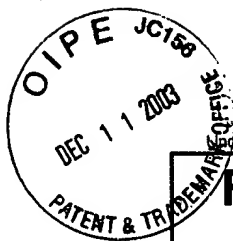
TECH CENTER 1600/2900

DEC 17 2003

RECEIVED

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	MORRISON & FOERSTER LLP Laurie L. Hill, Ph.D. - 51,804
Signature	
Date	December 8, 2003

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.	
Dated: 12-8-03	Signature:  (Michael Boyd)



FEE TRANSMITTAL for FY 2004		Complete if Known	
Effective 10/01/2003, Patent fees are subject to annual revision.		Application Number	09/556,833
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Filing Date	April 21, 2000
TOTAL AMOUNT OF PAYMENT (\$)		First Named Inventor	Patrick M. CURRY
475.00		Examiner Name	S. Rawlings
		Art Unit	1642
		Attorney Docket No.	273012011100
METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)	
<input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None		3. ADDITIONAL FEES	
<input checked="" type="checkbox"/> Deposit Account:		Large Entity Small Entity	
Deposit Account Number 03-1952		Fee Code Fee (\$)	
Deposit Account Name Morrison & Foerster LLP		Fee Code Fee (\$)	
The Director is authorized to: (check all that apply)		Fee Description	
<input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments		Fee Paid	
<input checked="" type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s)			
<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.			
FEE CALCULATION			
1. BASIC FILING FEE			
Large Entity Small Entity			
Fee Code Fee (\$)			
1001 770 2001 385			
1002 340 2002 170			
1003 530 2003 265			
1004 770 2004 385			
1005 160 2005 80			
SUBTOTAL (1) (\$)		0.00	
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE			
Total Claims ** =			
Independent Claims ** =			
Multiple Dependent			
Large Entity Small Entity			
Fee Code Fee (\$)			
1202 18 2202 9			
1201 86 2201 43			
1203 290 2203 145			
1204 86 2204 43			
1205 18 2205 9			
SUBTOTAL (2) (\$)		0.00	
**or number previously paid, if greater; For Reissues, see above			
SUBMITTED BY		(Complete if applicable)	
Name (Print/Type) Laurie L. Mill, Ph.D.		Registration No. 51,804	
Signature		Telephone (858) 720-7955	
		Date December 8, 2003	



I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: 12-8-03 Signature: [Signature]  
(Michael Boyd)

Docket No.: 273012011100  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Patrick M. CURRY *et al*

Application No.: 09/556,833

Group Art Unit: 1642

Filed: April 21, 2000

Examiner: S. Rawlings

For: IMMUNO-ADJUVANT PDT TREATMENT OF  
METASTATIC TUMORS

**AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.111**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is in response to an Office action herein mailed June 6, 2003, time for response to which was set to expire September 6, 2003, and for which a three month extension of time is requested to extend the time for response from September 6, 2003 to December 6, 2003. As December 6, 2003 was a Saturday, it is believed that this response is timely filed on the next business day, Monday December 8, 2003. Careful consideration has been given to the grounds for rejection, and the following amendment and discussion are offered in response.

12/12/2003 CCNAU1 00000098 031952 09556833  
01 FC:2253 475.00 DA  
sd-157490

Also included herein are the following Exhibits:

Exhibit A: W.G. Stetler-Stevenson et al., *Molecular Biology of Cancer: Invasion and Metastases* 123, 124-125 IN CANCER: PRINCIPLES AND PRACTICE (V.T. Devita Jr. et al., eds, 6th Ed. 2001).

Exhibit B: J. Chen et al., *Cancer J.* 8:154-63 (2002).

Reconsideration is respectfully requested.